

**AN ORDINANCE REPEALING PART 5-106 OF THE FEE SCHEDULE
CAPTIONED “REGISTRATION OF NONCOMPLIANT RESIDENTIAL
RENTAL PROPERTY”**

Whereas, council having considered the substance of this ordinance in a public hearing held on June 6, 2016;

Whereas, the city administration certifies that notice has been provided regarding the public hearing in accordance with G.S. 160A-364; and

Whereas, the City desires to repeal its rental registration program and fees because state law (specifically N.C. Gen. Stat. § 160A-424) prohibits a City from requiring an owner to obtain a rental registration permit to rent residential rental property, except for properties that have 3 or more verified code violations, and restricts the fee amount that a City can charge for a rental registration permit;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF DURHAM:

Deleted text is struck out:

Section 1: Part 5-106 of the Fee Schedule presently reads as follows:

~~“Part 5-106 (Registration of noncompliant residential rental property)~~

~~The following registration fees are imposed on certain residential rental property pursuant to city code section 10-372:~~

~~(1) When an owner of a residential rental property is required to register the property, and the property has 2 or fewer rental units, the fee is \$200.00 per year.~~

~~(2) When an owner of a residential rental property is required to register the property, and the property has 3 or more rental units, the fee is \$400.00 per year.~~

~~Source: ordinance 14232, Onbase PR 8234, adopted 3-5-2012 and 3-8-2012.~~

~~Note: The NIS Department has a grace policy for property owners who correct all violations before January 1, 2013. For more requirements and details on the policy, property owners should contact the Neighborhood Improvement Services Department.”~~

Section 2: Part 5-106 of the Fee Schedule (referenced above) is repealed in its entirety. Any part of Chp. 5 that comes after Part 5-106 may be renumbered and assigned appropriate numbers.

Section 3. This ordinance shall be in full force and effect from the date of passage.